



BILLING CODE 4410-02-P

**DEPARTMENT OF JUSTICE**

**[OMB Number 1110-0NEW]**

**Agency Information Collection Activities; Proposed eCollection eComments  
Requested; Lawful Access Data Collection**

**AGENCY:** Federal Bureau of Investigation, Department of Justice.

**ACTION:** 30-day notice.

**SUMMARY:** The Department of Justice (DOJ), Federal Bureau of Investigation (FBI), Criminal Justice Information Services (CJIS) Division will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection was previously published in the *Federal Register* on April 24, 2023, allowing a 60-day comment period.

**DATES:** Comments are encouraged and will be accepted for 30 days until **[INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

**FOR FURTHER INFORMATION CONTACT:** If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact: Mr. Edward L. Abraham, Unit Chief, FBI, CJIS Division, Module D-1, 1000 Custer Hollow Road, Clarksburg, West Virginia 26306, phone

number 304-625-4830.

**SUPPLEMENTARY INFORMATION:** Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and/or
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Written comments and recommendations for this information collection should be submitted within 30 days of the publication of this notice on the following website [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function and entering either the title of the information collection. This

information collection request may be viewed at [www.reginfo.gov](http://www.reginfo.gov). Follow the instructions to view Department of Justice, information collections currently under review by OMB.

DOJ seeks PRA authorization for this information collection for three (3) years. OMB authorization for an ICR cannot be for more than three (3) years without renewal. The DOJ notes that information collection requirements submitted to the OMB for existing ICRs receive a month-to-month extension while they undergo review.

Overview of this information collection:

1. Type of Information Collection: New collection.
2. Title of the Form/Collection: Lawful Access Data Collection.
3. Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection: There is no form number for this collection. The applicable component within the Department of Justice is the CJIS Division, in the FBI.
4. Affected public who will be asked or required to respond, as well as a brief abstract: Affected Public: (State, Local and Tribal Governments) Law enforcement agencies and state/local digital forensic laboratories.  
  
Abstract: This collection is needed to collect data on the volume of law enforcement investigations that are negatively impacted by device and software encryption.
5. Obligation to Respond: Voluntary.
6. Total Estimated Number of Respondents: 19,000.

7. Estimated Time per Respondent: 3 minutes, 12 seconds.
8. Frequency: 50 times annually.
9. Total Estimated Annual Time Burden: 50,967 hours

Total annual responses = 950,000 [19,000 X 50]

Annual burden =  $[(950,000 \times 192 \text{ seconds})/60]/60 = 50,667 \text{ hours}$

10. Total Estimated Annual Other Costs Burden: \$0.

If additional information is required, contact: Darwin Arceo, Department Clearance Officer, Policy and Planning Staff, Justice Management Division, United States Department of Justice, Two Constitution Square, 145 N Street NE, 4W-218 Washington, DC 20530.

Dated: July 7, 2023.

**Darwin Arceo,**

*Department Clearance Officer for PRA,*

*U.S. Department of Justice.*

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